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10 UNITED STATES DISTRICT COURT  
11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 NEW ENGLAND LIFE  
13 INSURANCE COMPANY, } Case No. SACV 10-88-CJC  
14 Plaintiff, } (MLGX)

15 v. }  
16 ARNOLD SIMON, individually, }  
17 ARNOLD SIMON as Trustee of the }  
18 Debra A. Simon Family Trust, }  
19 VINCENT PURITANO, as }  
20 Successor Trustee of the Debra A. }  
21 Simon Family Trust, and LAUREN }  
22 STONE, as Special Administrator of }  
23 the Estate of Debra Simon, }  
24 Defendants. }  
25

26 FINAL ORDER AND  
27 JUDGMENT RE COMPLETE  
28 RESOLUTION AND DISMISSAL  
OF CASE

29 The Court having considered the stipulation of counsel re complete resolution  
30 and dismissal of case, and good cause appearing therefor, hereby orders, adjudicates,  
31 and decrees as follows:

32 1. That Michael Purritano is hereby appointed and confirmed as the current,  
33 lawful, and only Successor Trustee of the Debra A. Simon Family Trust;

34 2. That Arnold Simon is hereby found not a trustee, successor or otherwise,  
35 of the Debra A. Simon Family Trust, and any claim by him in any capacity to the  
36 contrary, and/or any claim by him in any capacity to the Proceeds, is hereby  
37 withdrawn by him and shall be denied and dismissed with prejudice;

38 Case No. SACV 10-88-CJC (MLGX)  
39 FINAL ORDER AND JUDGMENT RE COMPLETE RESOLUTION AND DISMISSAL OF  
40 CASE

3. That NELICO is permitted and ordered to pay the Proceeds of \$4,503,278.39, plus any applicable interest, to the Debra A. Simon Family Trust, care of Michael Purritano, Successor Trustee, which payment shall be made by check promptly upon entry of this Order and Final Judgment;

4. That the Defendants each are restrained from initiating any other action against NELICO for recovery of the Proceeds or any part thereof;

5. That NELICO is found to have no further liability beyond those monies paid to the Debra A. Simon Trust, which represents the benefits of the Policy;

6. That all parties shall bear their own attorney's fees and costs;

7. That this entire action is completely and finally resolved as to all issues and all Parties upon entry of this Order and Final Judgment; and

8. That this entire action is dismissed effective 7/7/10, unless trustee Michael Purritano makes prior written ex parte application to this Court, with proper notice and copies to all counsel herein, on the sole basis that the Proceeds have not been paid by NELICO to the Debra A. Simon Family Trust on or before such date.

IT IS SO ORDERED.

DATED: June 30, 2010

**CORMAC J. CARNEY**  
United States District Judge